(Spl.-H.C.A.S.C.D., 78-e)

FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF BOMBAY AT GOA
PANAJI, GOA.
APPELLATE SIDE

DISTRICT :

MISCELLANEOUS CIVIL APPLICATION NO. 731 OF 2004
IN
SECOND APPEAL NO. 108 OF 2003

Office Notes, Office Memoranda of Quorum, appearances, Court's orders of directions and Registrar's orders	Court's or Judge's orders

Mr. P. P. Singh, Advocate for the Applicant.

Ms. H. Amonkar, Advocate for the Respondents.

CORAM : A. P. LAVANDE, J.

DATE : 18th FEBRUARY, 2005.

P.C. :

Heard Mr. Singh, Advocate for the applicant and Ms. Amonkar, Advocate for the respondents.

2. By this application, the applicant seeks restoration of the Second Appeal which was dismissed for default.

3. The learned Counsel for the respondents submitted that Second Appeal No. 108 of 2003 was earlier dismissed for default on 3 occasions. I am of the opinion that the application deserves to be allowed and Second Appeal No. 108 of 2003 deserves to be restored subject to payment of Rs. 2,000/-. The cost shall be paid to the respondent or deposited in the Registry of this

Court within a period of 2 weeks from today, failing which this order shall stand automatically vacated. Application stands disposed of accordingly.

A. P. LAVANDE, J.

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